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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/092,934	03/08/2002	Paul Averbach	018792-0199

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007

CONFIRMATION NO. 7362

## FORMALITIES LETTER



\*OC000000012558646\*

Date Mailed: 05/06/2004

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

#### *Filing Date Granted*

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR § 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 CFR §§ 1.821-1.825. The application must be in sequence compliance before examination on the merits.

APPLICANT IS GIVEN ONE MONTH FROM THE DATE OF THIS LETTER WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 CFR §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR § 1.821(g). Extension of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR § 1.136. In no case may an applicant extend the period for response beyond the six-month statutory period. Direct the response to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

See the attachment.

#### **Applicant Must Provide as part of the response:**

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

5/17/04

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*A copy of this notice **MUST** be returned with the reply.*



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PART 2 - COPY TO BE RETURNED WITH RESPONSE



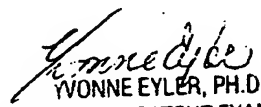
March 23, 2004

## APPLICATION SERIAL NUMBER

**10/092,934**

### **DOES NOT COMPLY WITH THE SEQUENCE RULES. See reasons below.**

Sequences appearing in the specification and/or drawings must be identified by sequence identifier in accordance with 37 C.F.R. 1.821(d). In this instance, the amino acid sequence appearing Fig. 1 is not identified by a sequence identification number corresponding to the same sequence as set forth in the Sequence Listing. In addition, there is an amino acid sequence at page 18, line 10, which is not identified by a sequence identification number. Sequence identifiers for sequences appearing in the drawings may appear in the Brief Description of the Drawings. Applicant must provide appropriate amendments to the specification or drawings inserting the required sequence identifiers. If the amendments are extensive then a substitute specification may be required.

  
YVONNE EYLER, PH.D.  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600



March 30, 2004

## ROUTING SHEET

# APPLICATION TO BE DELIVERED TO:

**O I P E**

**CP2-6C17**

**LOCA 0380**

### Sequence Rule Compliance Review Item

X	CRF, paper copy of sequence listing, and statement that both are same missing
	CRF contains error(s) according to STIC Report
	CRF damaged or unreadable according to STIC Report
	CRF transferred from prior application is not compliant

**Place an "X" in the appropriate box**



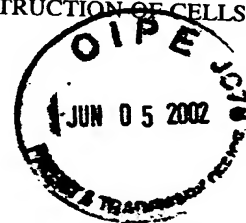
Receipt is hereby acknowledged of the following:

Applicant: Paul Averbach  
Serial No.: 10/092,934  
Filing Date: March 8, 2002

Docket No. 018792/0199

For: METHODS OF USING NEURAL THREAD PROTEINS TO TREAT TUMORS AND  
OTHER CONDITIONS REQUIRING THE REMOVAL OR DESTRUCTION OF CELLS

1. Transmittal of Missing Parts of Patent Application
2. Declaration and Power of Attorney (3 pages)
3. Copy of Notice to File Missing Parts of Nonprovisional Application
4. Transmittal of Substitute Specification
5. Substitute Specification (57 pages)
6. Marked-up Version of Specification (57 pages)
7. Transmittal of Formal Drawings
8. 16 sheets of drawings (Figures 1-19)
9. Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§ 1.821-1.825 (2 pages)
10. Paper copy of Sequence Listing (8 pages)
11. Computer Readable Copy of the Sequence Listing
12. Check # 21449 in the amount of \$1338.00



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